

1 MICHAEL C. ORMSBY
United States Attorney
Eastern District of Washington
2 ALEXANDER C. EKSTROM
Assistant United States Attorney
3 402 E. Yakima Avenue, Suite 210
Yakima, Washington 98901
4 (509) 454-4425

5
6 IN THE UNITED STATES DISTRICT COURT
7 EASTERN DISTRICT OF WASHINGTON

8 UNITED STATES OF AMERICA,

9 Plaintiff,

10 vs.

11 KENNETH ROWELL,

12 Defendant.
13
14

No: CR-13-6070-WFN

PLAINTIFF'S NOTICE/INFORMATION
OF DEFENDANT'S PRIOR CRIMINAL
CONVICTIONS APPLICABLE TO THE
INSTANT CASE

15
16 Plaintiff, United States of America, by and through Michael C. Ormsby, United
17 States Attorney for the Eastern District of Washington, and Alexander C. Ekstrom,
18 Assistant United States Attorney for the Eastern District of Washington, herein
19 provides notice to the Defendant, Kenneth Rowell, of the Plaintiff's intention to use
20 certain prior criminal convictions of the Defendant at time of trial and/or sentencing, if
appropriate, for the purpose of enhancing the Defendant's sentence.

21 The Plaintiff will use the following convictions of Defendant:

22 07-01-2010 – Unlawful Possession Of A Controlled Substance – Benton
23 County Superior Court Cause Number 09-1-00426-2.

24 Said notice is provided pursuant to Rule 12(d) of the Federal Rules of
25 Criminal Procedure; Rule 404(b) of the Federal Rules of Evidence; and 21 U.S.C.
26 Section 851.
27
28

1 The instant notice does not constitute a waiver, either express or implied,
2 of the Plaintiff's intention to present other evidence which the Plaintiff may deem
3 appropriate.

4 DATED this 16th day of December, 2013.

5 MICHAEL C. ORMSBY
6 United States Attorney

7 s/ Alexander C. Ekstrom
8 ALEXANDER C. EKSTROM
9 Assistant United States Attorney
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 I hereby certify that on December 16, 2013, I electronically filed the foregoing
2 with the Clerk of the Court using the CM/ECF System which will send notification of
3 such filing to the following: Rick L. Hoffman

4
5 s/ Alexander C. Ekstrom
6 Alexander C. Ekstrom
7 Assistant United States Attorney
8 United States Attorney's Office
9 402 E. Yakima Ave., Suite 210
10 Yakima, WA 98901
11 (509) 454-4425
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28